

19. A fireplace as claimed in claim 14 wherein said extension member includes at least one knob or handle.

Remarks

Claims 1-13 and new claims 14-19 remain for consideration.

Allowed Claim 3 has been rewritten in independent form including all the limitations of the base claim 1.

Claims 4-12 depend on allowed claim 3.

New Claims 14-19 are directed to a direct vent fireplace with the limitation of a horizontal opening with an extendable deflecting baffle as found in the allowed claims.

Response to the Rejections

Claims 1, 2, 4 and 10 were rejected under 35 U.S.C. 102(b) as anticipated by Buckner '783. Reconsideration and allowance is requested. Buckner does not, as alleged, show all the claimed limitations.

Buckner teaches a side vent form of direct fired heater. That is, room air enters via vertical side inlet vents 30 while heated air exits via side vents 32. The outlet is not at the top as alleged.

Applicant's claim clearly limits the heater to "....at least one opening at the top of said front face below said top edge to exhaust said heated room air outward of said front wall;" (Emphasis added).

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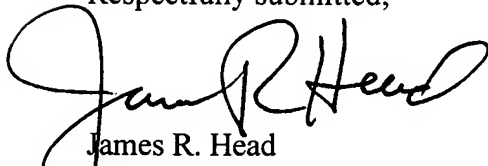
In addition, the baffle **66** is not a heat deflecting baffle, but a hood used for an entirely different purpose as Buckner stated at Column 4, beginning at line 24:

“The hood **66** traps any smoke pulled from the fire box at the upper edge of access opening **34** when the doors **36, 38** are rapidly opened and directs it back into the firebox.”

For these reasons Buckner does not anticipate Applicant's claims as required under Section 102(b) and allowance is respectfully requested.

Claim 5, was rejected under 35 U.S.C. 103(a) as unpatentable over Buckner '783. Reconsideration is respectfully requested since the claim now depends upon claim 4 which depends on allowed claim 3 .

Respectfully submitted,



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